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A STATE OF THE STA		PTO/SB/21 (04-04)						
	Application Number	09/724,319						
TRANSMITTAL	Filing Date	November 27, 2000						
FORM	First Named Inventor	Schenk, Dale B.						
(lo be used for all correspondence effer initial (ling)	Art Unit	1647						
	Examiner Name	Nichols						
Total Number of Pages in This Submission 30	Attorney Docket Number	15270J-004743US						
ENGLOSUPES.								
<u></u>	CLOSURES (Check all that							
Fee Transmittal Form (1 pp., submitted in duplicate)	Drawing(s)	After Allowance Communication to Technology Center (TC)						
Fee Attached	Licensing-related Papers	Appeal Communication to Board of Appeals and Interferences						
Amendment/Reply	Petition to Convert to a	Appeal Communication to TC (Appeal Notice, Brief, Reply Brief)						
After Final	Provisional Application	Proprietary Information						
Affidavits/declaration(s)	Power of Attorney, Revocation Change of Correspondence Addre	Status Letter						
Extension of Time Request	Terminal Disclaimer	Other Enclosure(s) (please identify below):						
Express Abandonment Request	Request for Refund							
Supplemental Information								
Disclosure Statement ( 5 pp.) PTO/SB08A (1 pp.)	CD. Number of CD/s)							
cite no. 548	CD, Number of CD(s)	sthonized to charge any additional fees to Deposit						
Certified Copy of Priority Document(s)	Account 20-1430,	Minima is allered with additional less to belocat						
Response to Missing Parts/								
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Response to Missing Parts under 37 CFR 1.52 or 1.53		•						
SIGNATURE (	OF APPLICANT, ATTORNE	Y. OR AGENT						
Firm Townsend and Townsend an	· · · · · · · · · · · · · · · · · · ·							
or Individual name Rosemarie (A Cetti		No. 42,3 <u>9</u> 7						
Signature TASurae 2. Coli								
Date August 5, 2001								
CERTIFICATE OF TRANSMISSION/MAILING								
I hereby certify that this correspondence is being facsimile transmitted to the Patent and Trademark Office, Fax No. (703) 872-9306 on								
Typed or printed name Aubrett Baker								
Signature Date August 5, 2004								

60278241 v1

PTO/88/17 (10-03)

FEE TRANSMITTAL			Complete If Known					
			Application Number 09/724,319					
for FY 2004	Filing (	Date		Nover	November 27, 2000			
Effective 10/01/2003. Patent fees are aubject to ennual r		First Named Inventor   Schenk, Dale B.			· · · · · · · · · · · · · · · · · · ·	1		
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		Art Uni	t		1647		<del> </del>	}
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METHOD OF PAYMENT (check all that apply)				FEE C	ALCULATION	(continued)		
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003 530 2003 265 Plant filing fee		1403	290	2403	145	Request for		
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SUBTOTAL (1)		1453	1,330	2453	665	Petition to re	vive – unintentional	
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Name (Print/Type) Rosemarts L. Delli Registri	etion Na. (Attory	y/Agegi)	742,3	97	77	elephone	650-326-2400	
Signature Allan Ex	. Cel	火.		D	ste	August 5, 2004		

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

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FEE TRANSMITTAL				Com	olete If Kno	W/n	
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for FY 2004	Filing	Date		Novem	ber 27, 20	00	
Effective 10/01/2003, Patent fees are subject to annual revision.		First Named Inventor Schenk, Dale B.				-	
Applicant claims small entity status. See 37 CFR 1.27	Exam	iner Neme	)	Christopher J. Nichols			
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Director is authorized to: (chock all that apply)  Charge fee(s) indicated below	1804	920*	1804	920*	_	publication of SIR prior to	
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e sboye-identified deposit account.	1251	110	2251	<b>\$</b> 5	Extension fo	r reply within first month	
FEE CALCULATION	1252	420	2252	210	Extension fo	reply within second month	
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Fee Fee Fee Fee PeeCetotion Fee Paid	1254	1,480	2254	740		r reply within fourth month	
Fee Fee Fee Description Fee Paid  (\$) Code (\$)	1255	2.010	2255	1.005	Extension for	r reply within fifth month	-
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940 2002 170 Design filling fce	1402	330	2402	165	•	In support of an appeal	$\vdash$
530 2003 265 Plant filling fee	1403	290	2403	145	Request for	• • • • • • • • • • • • • • • • • • • •	-
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180 2005 80 Provisional filing fee		110	2452	55 55	proceeding	dua umaunidahla	-
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EXTRA CLAIM FEES FOR UTILITY AND REISSUE	1501	1,330	2501	665		ee (ot tejssne) Atsa – nuunauriousi	
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e Entity Small Entity	8021	40	8021	40		och patert assignment per es number of properties)	
Fee Fee Fee Eee Description	1809	770	2809	385	Filing a subm	nission after final rejection	-
2 18 2202 9 Claims in excess of 20 1 86 2201 48 Independent claims in excess of 3	1810	770	2810	385		n29(a)) littonal Invention to be 7 CFR § 1.129(b))	<b> </b>
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I hereby certify that this correspondence is being sent by facsimile transmission to the Patent and Trademark Office, Fax No. (703) 872-9306

PATENT Attorney Docket No.: 15270J-004743US Client Reference No.: 209-US-CIP5C3

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

CENTRAL FAX CENTER

August 5, 2004

AUG 0 5 2004

TOWNSEND and CKEW LLP

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application No:

09/724,319

Applicant:

Dale B. Schenk

Filed:

November 27, 2000

TC/A.U.

1647

Examiner:

Christopher J. Nichols

Docket No:

15270J-004743US

Customer No:

20350

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT UNDER 37 CFR §1.97 AND §1.98

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

The references cited on the attached PTO/SB/08A form is being called to the attention of the Examiner. Copy of reference number 543 is enclosed. It is respectfully requested that the cited references be expressly considered during the prosecution of this

Page 2

PATENT

application, and the references be made of record therein and appear among the "references cited" on any patent to issue therefrom.

Applicant also cites commonly owned copending applications directed to related subject matter:

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09/201,430 filed 11/30/98 issue fee paid on 10/07/03;
09/497,553 filed 02/03/00;
09/724,477 filed 11/28/00 issue fee paid on 10/07/03;
09/723,927 filed 11/28/00 issue fee paid on 10/07/03;
09/723,762 filed 11/28/00 issue fee paid on 10/07/03;
09/724,102 filed 11/28/00 issue fee paid on 10/07/03;
09/724,489 filed 11/28/00 issue fee paid on 10/07/03;
10/816,022 filed 03/31/04;
10/816,529 filed 03/31/04;
10/815,391 filed 03/31/04;
10/815,353 filed 03/31/04;
15270J-004736US filed 03/31/04;
10/815,404 filed 03/31/04;
09/322,289 filed 05/28/99;
09/723,713 filed 11/27/00;
09/723,760 filed 11/27/00;
09/724,319 filed 11/27/00;
09/723,384 filed 11/27/00 issued as U.S. 6,710,226 on 03/23/04;
09/724,495 filed 11/27/00;
10/788,666 filed 02/27/04;
10/429,216 filed 05/30/03;
09/580,015 filed 05/26/00;
09/724,940 filed 11/28/00;
09/724,961 filed 11/28/00 issue fee paid on 02/26/04;
09/580,018 filed 05/26/00 issue fee paid on 02/26/04;
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Dale B. Schenk

Application No.: 09/724,319

Page 3

and,

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09/724,552 filed 11/28/00 issue fee paid on 02/26/04;
09/723,544 filed 11/28/00;
09/724,273 filed 11/28/00;
09/724,551 filed 11/28/00; issue fee paid on 02/26/04;
09/724,288 filed 11/28/00;
10/777,792 filed 02/11/04;
15270J-004767US filed 04/12/04;
09/580,019 filed 05/26/00;
09/723,765 filed 11/28/00;
09/724,291 filed 11/28/00;
09/724,929 filed 11/28/00;
09/585,817 filed 06/01/00;
09/724,567 filed 11/28/00 notice of allowance mailed 03/02/04;
09/724,575 filed 11/28/00;
09/724,953 filed 11/28/00 notice of allowance mailed 03/11/04;
09/724,570 filed 11/28/00;
09/585,656 filed 06/01/00;
09/723,766 filed 11/27/00;
09/723,725 filed 11/27/00;
09/579,690 filed 05/26/00;
09/979,701 filed 03/13/01 (U.S. Nat'l Stage of PCT/US00/14810 filed 05/26/00);
09/979,952 filed 04/04/02 (U.S. Nat'l Stage of PCT/US00/15239 filed 06/01/00);
09/980,568 filed 03/12/02 (U.S. Nat'l Stage of PCT/US00/15302 filed 06/01/00).
Applicant also cites the following copending applications directed to related
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Applicant also cites the following copending applications directed to related subject matter but subject to different assignment:

10/010,942 filed 12/06/01; 10/789,273 filed 2/27/04; 10/232,030 filed 08/30/02; 10/388,389 filed 03/12/03 Dale B. Schenk

Application No.: 09/724,319

Page 4

PATENT

10/703,713 filed November 7, 2003 10/704,070 filed November 7, 2003 10/388,214 filed 03/12/03; 60/474,654 filed 05/30/03; 60/530,481 filed 12/17/03; and, 10/771,174 filed 02/04/04.

Applicant further cites the following commonly owned abandoned applications directed to related subject matter:

60/067,740 filed 12/02/97; 60/080,970 filed 04/07/98; 60/067,219 filed 12/03/97; 60/079,697 filed 03/27/98; 09/204,838 filed 12/03/98; 09/724,921 filed 11/28/00; 60/137,010 filed 06/01/99; 60/251,892 filed 12/6/00; 60/137,047 filed 06/01/99; and, 60/136,655 filed 05/28/99.

Applicant also cites the following abandoned application directed to related subject matter but subject to different assignment:

60/251,892 filed 12/06/00; 60/444,150 filed 02/01/03; and, 60/363,751 filed 03/12/02.

Applicant points out that the following applications are now commonly assigned but were previously subject to different assignment than the present application:

60/067,219 filed 12/03/97; 60/079,697 filed 03/27/98; 09/204,838 filed 12/03/98; 09/724,921 filed 11/28/00; and,

PATENT

Dale B. Schenk

Application No.: 09/724,319

Page 5

09/724,929 filed 11/28/00.

As provided for by 37 CFR 1.97(g) and (h), no representation is being made that a search has been conducted or that this statement encompasses all the possible relevant information, and no inference should be made that the information and references cited are, or are considered to be material to patentability because they are in this statement. No inference should be made that the information and references cited are prior art merely because they are in this statement.

Applicant believes a fee of \$180 is required for submission of this statement, since it is being submitted after the first Office Action on the merits but before a final action. The Commissioner is authorized to deduct such fee from the undersigned's Deposit Account No. 20-1430. Please deduct any additional fees from, or credit any overpayment to, the above-noted Deposit Account.

Respectfully submitted,

Rosemarie L. Celli Reg. No. 42,397

TOWNSEND and TOWNSEND and CREW LLP Two Embarcadero Center, Eighth Floor San Francisco, California 94111-3834 Tel: 650-326-2400

Fax: 650-326-2422

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PTO/SB/08A (08-03)

Substitute	for form 1449A/PTO	• •••			Complete If Known
_	_			Application Number	09/724,319
INFO	INFORMATION DISCLOSURE STATEMENT BY APPLICANT		Filing Date	November 27, 2000	
STAT			First Named Inventor	Schenk, Dale B.	
				Art Unit	1647
G	Use as many shed	ets as	necessary)	Examiner Name	Nichols
Sheet	1	of	1	Attorney Docket Number	15270J-004743U8

	U.S. PATENT DOCUMENTS							
		Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Orted Degument	Pages, Columna, Linee, Where Rejevent Passages or Rejevant			
Examiner	Cite No.1	Number Kind Code <sup>s (Khew)</sup>			Figures Appear			
	543	US-5,278,049 A	01/11/1994	Baker et al.				

	FOREIGN PATENT DOCUMENTS							
Examiner	Cite	Foreign Patent D		Foreign Patent Document		Name of Patentee or	Pages, Columns, Lines, Where Relevant	Ţ
initials*	No,1	Country Code <sup>3</sup>	Number <sup>4</sup>	Kind Code <sup>s</sup> (# known)	Publication Date MM-DD-YYYY	Applicant of Cited Document	Passages or Relevant Figures Appear	T⁰
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Examiner Signature	Date Considered	
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EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through distinn if not in conformance and not considered. Include copy of this form with next communication to applicant. Applicant's unique citation designation number (optional), See Kind Codes of USPTO Patent Documents at <a href="https://www.uspto.gov">www.uspto.gov</a> or MPEP 601.04. Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the sorial number of the patent document. Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. Applicant is to piece a check mark hare if English language Translation is attached.